

# House File 2078 - Introduced

HOUSE FILE \_\_\_\_\_  
BY LYKAM

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to vehicle titles and registration plates for  
2 specialty vehicles, and providing a penalty.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 5262YH 82  
5 md/nh/5

PAG LIN

1 1 Section 1. Section 321.1, subsection 59, Code 2007, is  
1 2 amended to read as follows:  
1 3 59. "Reconstructed vehicle" means every vehicle of a type  
1 4 required to be registered ~~hereunder under this chapter~~  
1 5 materially altered from its original construction by the  
1 6 removal, addition, or substitution of essential parts, new or  
1 7 used. "Reconstructed vehicle" does not include a street rod  
1 8 or replica vehicle.

1 9 Sec. 2. Section 321.1, Code 2007, is amended by adding the  
1 10 following new subsection:

1 11 NEW SUBSECTION. 61. "Replica vehicle" means any completed  
1 12 motor vehicle other than a motorcycle or motorized bicycle  
1 13 with a gross vehicle weight rating of less than ten thousand  
1 14 pounds consisting of a body, frame, and other essential parts,  
1 15 assembled as a reproduction of a vehicle originally  
1 16 manufactured by a generally recognized manufacturer of motor  
1 17 vehicles with the substitution or addition of essential parts  
1 18 to update the vehicle for purposes of safety, performance, or  
1 19 reliability.

1 20 Sec. 3. Section 321.1, subsection 74, Code 2007, is  
1 21 amended to read as follows:

1 22 74. "Specially constructed vehicle" means every vehicle of  
1 23 a type required to be registered ~~hereunder under this chapter~~  
1 24 not originally constructed under a distinctive name, make,  
1 25 model, or type by a generally recognized manufacturer of  
1 26 vehicles and not materially altered from its original  
1 27 construction. A "specially constructed vehicle" does not  
1 28 include a street rod or replica vehicle.

1 29 Sec. 4. Section 321.1, Code 2007, is amended by adding the  
1 30 following new subsection:

1 31 NEW SUBSECTION. 78A. "Street rod" means any car or motor  
1 32 truck with a gross vehicle weight rating of less than ten  
1 33 thousand pounds required to be registered under this chapter,  
1 34 manufactured by a generally recognized manufacturer of motor  
1 35 vehicles prior to the year 1949, with the substitution of a  
2 1 body or frame not manufactured by the original manufacturer,  
2 2 or any motor vehicle designed and manufactured to resemble a  
2 3 motor vehicle manufactured prior to the year 1949.

2 4 Sec. 5. Section 321.23, subsection 1, Code 2007, is  
2 5 amended to read as follows:

2 6 1. a. If the vehicle to be registered is a specially  
2 7 constructed vehicle, reconstructed vehicle, street rod,  
2 8 replica vehicle, or foreign vehicle, such fact shall be stated  
2 9 in the application. A fee of ten dollars shall be paid by the  
2 10 person making the application upon issuance of a certificate  
2 11 of title by the county treasurer. For a specially constructed  
2 12 vehicle, or reconstructed motor vehicle, street rod, or  
2 13 replica vehicle subject to registration, the application shall  
2 14 be accompanied by a statement from the department authorizing  
2 15 the motor vehicle to be titled and registered in this state.  
2 16 b. The department shall cause a physical inspection to be  
2 17 made of all specially constructed vehicles, or reconstructed  
2 18 motor vehicles, street rods, and replica vehicles upon  
2 19 application for a certificate of title by the owner, to  
2 20 determine whether the motor vehicle complies with the

2 21 definition of specially constructed motor vehicle, or  
2 22 reconstructed ~~motor~~ vehicle, street rod, or replica vehicle in  
2 23 this chapter and to determine that the integral component  
2 24 parts are properly identified and that the rightful ownership  
2 25 is established before issuing the owner the authority to have  
2 26 the motor vehicle registered and titled. The purpose of the  
2 27 physical inspection under this section is not to determine  
2 28 whether the motor vehicle is in a condition safe to operate.

2 29 c. The owner of a specially constructed vehicle, or  
2 30 reconstructed vehicle, street rod, or replica vehicle shall  
2 31 apply for a certificate of title and registration for the  
2 32 vehicle at the county treasurer's office within thirty days of  
2 33 the inspection. For a foreign vehicle which has been  
2 34 registered outside this state, the owner shall surrender to  
2 35 the treasurer all registration plates, registration cards, and  
3 1 certificates of title, or if the vehicle to be registered is  
3 2 from a nontitle state, the evidence of foreign registration  
3 3 and ownership as may be prescribed by the department except as  
3 4 provided in subsection 2.

3 5 d. Upon completion of every specially constructed vehicle,  
3 6 reconstructed vehicle, street rod, or replica vehicle, the  
3 7 owner shall certify on a form prescribed by the department  
3 8 that such vehicle is in compliance with all equipment  
3 9 specifications.

3 10 Sec. 6. NEW SECTION. 321.115A REPLICA VEHICLES AND  
3 11 STREET RODS == MODEL YEAR PLATES PERMITTED == PENALTY.

3 12 1. A motor vehicle may be registered as a replica vehicle  
3 13 or street rod upon payment of the fee provided for in section  
3 14 321.109, 321.113, 321.122, or 321.124. The owner of a vehicle  
3 15 registered under this section may display registration plates  
3 16 from or representing the model year of the motor vehicle or  
3 17 the model year of the motor vehicle the registered vehicle is  
3 18 designed to resemble, furnished by the person and approved by  
3 19 the department, in lieu of the current and valid Iowa  
3 20 registration plates issued for the vehicle, provided that the  
3 21 current and valid Iowa registration plates and the  
3 22 registration card issued for the vehicle are simultaneously  
3 23 carried within the vehicle and are available for inspection to  
3 24 any peace officer upon the officer's request.

3 25 2. Truck tractors and semitrailers registered under this  
3 26 section shall not be used to haul loads.

3 27 3. A person convicted of a violation of this section is  
3 28 guilty of a simple misdemeanor punishable as a scheduled  
3 29 violation under section 805.8A, subsection 2, paragraph "b".

3 30 Sec. 7. Section 805.8A, subsection 2, paragraph b, Code  
3 31 2007, is amended to read as follows:

3 32 b. For violations under sections 321.17, 321.47, 321.55,  
3 33 321.98, ~~and~~ 321.115, and 321.115A, the scheduled fine is  
3 34 thirty dollars.

3 35 EXPLANATION

4 1 This bill establishes definitions for "replica vehicle" and  
4 2 "street rod". The bill requires that if a vehicle is to be  
4 3 registered as a street rod or replica vehicle, such fact must  
4 4 be stated in the application. A fee of \$10 shall be paid by  
4 5 the person making the application upon issuance of a  
4 6 certificate of title by the county treasurer. The bill also  
4 7 requires the application to be accompanied by a statement from  
4 8 the department authorizing the motor vehicle to be titled and  
4 9 registered in this state.

4 10 The bill requires the department to physically inspect all  
4 11 street rods and replica vehicles upon application for a  
4 12 certificate of title to determine whether the motor vehicle  
4 13 complies with the definition of street rod or replica vehicle,  
4 14 that integral component parts are properly identified, and  
4 15 that the rightful ownership is established before issuing the  
4 16 owner the authority to have the motor vehicle registered and  
4 17 titled. The physical inspection is not intended to determine  
4 18 whether the motor vehicle is in a condition safe to operate.  
4 19 The owner must apply for a certificate of title and  
4 20 registration for the vehicle at the county treasurer's office  
4 21 within 30 days of the inspection. The bill requires the owner  
4 22 of a street rod or replica vehicle to certify in writing that  
4 23 such vehicle is in compliance with all equipment  
4 24 specifications.

4 25 New Code section 321.115A allows the owner of a replica  
4 26 vehicle or street rod to, in lieu of the current and valid  
4 27 Iowa registration plates, display registration plates from or  
4 28 representing the model year of the motor vehicle or the model  
4 29 year of the motor vehicle the registered vehicle is designed  
4 30 to resemble. The model year plates, however, must be  
4 31 furnished by the owner and approved by the department. The

4 32 bill requires the current and valid Iowa registration plates  
4 33 and the registration card issued for the vehicle be  
4 34 simultaneously carried within the vehicle and available for  
4 35 inspection to any peace officer upon the officer's request.  
5 1 Truck tractors and semitrailers registered as replica vehicles  
5 2 or street rods shall not be used to haul loads. A person  
5 3 convicted of a violation of the new Code section is guilty of  
5 4 a simple misdemeanor punishable by a scheduled fine of \$30.  
5 5 LSB 5262YH 82  
5 6 md/nh/5.1